

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Sparrell, et al.

Serial No. 09/603,310

Filed: June 21, 2000

For: WIRELESS TDMA SYSTEM AND  
METHOD FOR NETWORK  
COMMUNICATIONS

) Art Unit:

) Examiner:



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail, in an envelope addressed to:

Assistant Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231

on 8/29/00  
Date

*Teri Muir*  
Teri Muir

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Honorable Assistant Commissioner  
for Patents  
Box Missing Parts  
Washington, D.C. 20231

Sir:

Responsive to the Notice to File Missing Parts dated August 18, 2000, please find enclosed herewith:

1. Copy of Assignment executed by the inventors;
2. Declaration and Power of Attorney executed by the inventors;
3. Verified Statement Claiming Small Entity Status;

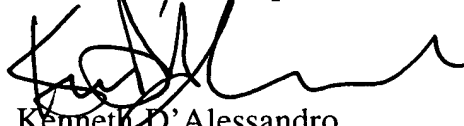
4. Check in the amount of \$512.00 for filing fee and surcharge for assignee as a small entity calculated as follows:

Basic filing fee	\$345.00
1 Independent Claim in excess of 3	\$ 39.00
7 additional claims in excess of twenty	\$ 63.00
Surcharge	\$ <u>65.00</u>
Total	\$512.00

5. Copy of Notice to File Missing Parts.

In the event any variance exists between the amount enclosed and the patent office charges for filing the above-noted documents, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, the Assistant Commissioner is hereby authorized to charge or credit the difference to our Deposit Account No. 50-0612. An additional copy of this page is enclosed.

Respectfully submitted,  
Sierra Patent Group, Ltd.



Kenneth D'Alessandro  
Reg. No.: 29,144

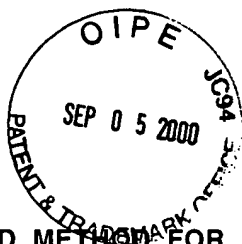
Dated: 8/29/00

Sierra Patent Group, Ltd.  
P.O. Box 6149  
Stateline, NV 89449  
(775) 586-9500

Applicant or Patentee: Fantasma Networks

Serial or Patent No. Not yet assigned

Filed or Issued: Filed June 21, 2000



For: " WIRELESS TDMA SYSTEM AND METHOD FOR NETWORK COMMUNICATIONS"

**VERIFIED STATEMENT (DECLARATION) CLAIMING  
SMALL ENTITY STATUS (37 C.F.R. 1.9(f) and 1.27(c))  
SMALL BUSINESS CONCERN**

I hereby declare that I am

☐ the owner of the small business concern identified below:

x an official of the small business concern identified below and empowered to act on its behalf.

NAME OF BUSINESS: Fantasma Networks

ADDRESS OF BUSINESS: 3250 Ash Street, Palo Alto, California 94308

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed, to and remain with the small business concern identified above with regard to the invention, entitled:

**"WIRELESS TDMA SYSTEM AND METHOD FOR NETWORK COMMUNICATIONS"**

by inventor(s): Carlton Sparrell, Roberto Aiello, Gerald Rogerson and Minnie Ho

described in:

☐ the specification filed herewith

x application serial No. Not yet assigned, filed June 21, 2000.

☐ patent No. \_\_\_\_\_, issued \_\_\_\_\_.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than an inventor who qualifies as an individual inventor pursuant to 37 C.F.R. §1.9(c), who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which

would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).\*

\*Note: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

FULL NAME: Fantasma Networks

ADDRESS: 3250 Ash Street, Palo Alto, California 94308

☐ Individual ☒ Small Business Concern ☐ Nonprofit Organization

FULL NAME:

ADDRESS:

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME:

ADDRESS:

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which the verified statement is directed.

Fantasma Networks  
3250 Ash Street  
Palo Alto, CA 94308

*Robt Aiello*

*2/23/00*

Signature

Date

Roberto Aiello

Print Name

Title



## FORMALITIES LETTER



\*OC000000005334106\*

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/603,310	06/21/2000	Carlton Sparrell	FAN-00-010

Michael A Kerr  
Sierra Patent Group Ltd  
PO Box 6149  
Stateline, NV 89449



Date Mailed: 08/18/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$204.
  - \$126 for 7 total claims over 20.
  - \$78 for 1 independent claims over 3.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1024.**

*A copy of this notice **MUST** be returned with the reply.*

*Paucen Br...*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09/07/2000 JADD01 00000006 09603310

01 FC:201	345.00 OP
02 FC:202	39.00 OP
03 FC:203	63.00 OP
04 FC:205	65.00 OP